

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

FELICIA EDWARDS, individually and on)
behalf of all others similarly situated,)
)
Plaintiff,)
) Case No.: 3:20-CV-00778-X
v.)
)
UNIVAR USA INC.,)
)
Defendant.)

STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiff Felicia Edwards and the sole two Opt-In Plaintiffs Priscilla Narvaez and Megan Mitchell (collectively, “Plaintiffs”), by and through their attorneys, submit this Stipulation of Dismissal With Prejudice and move the Court for a dismissal of this action with prejudice as this matter has been resolved. Specifically, this settlement resolves a bona fide dispute between Plaintiffs and Defendant Univar USA Inc. (collectively, the “Parties”) as to whether the Fair Labor Standards Act, 29 U.S.C. 201 §§ *et seq.*, entitled Plaintiffs to overtime wages during their “on-call” hours. *See Garcia v. 8th Ave. Wings, LP*, No. 4:18-CV-464-A, 2018 WL 6591822, at *1 (N.D. Tex. Dec. 14, 2018) (“Here, the settlement agreement resolves a bona fide dispute as to whether the FLSA entitles [the plaintiff] to overtime payments. The agreement occurred within the context of a lawsuit, and both parties were represented by counsel when they signed it. As a result, the agreement is enforceable without the court’s approval.”). All costs of court and/or attorneys’ fees incurred by the Parties will be paid by the Parties incurring them.

WHEREFORE, Plaintiffs respectfully request that this action and the claims asserted therein be dismissed with prejudice as to Defendant Univar USA Inc. and that each party will be

held responsible for the costs of court and attorneys' fees that they each incurred.

Dated: January 21, 2021

Respectfully submitted,



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Attorneys for Plaintiffs

Attorneys for Defendant

SO ORDERED.

Dated: _____, 2021
Dallas, Texas

BRANTLEY STARR
United States District Judge

CERTIFICATE OF SERVICE

I hereby certify that, on the date of the foregoing document's filing with the Court, a true and correct copy of the foregoing document was served on all counsel of record via the Court's CM/ECF system.

/s/ Alexander M. White
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